

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND

ALBERT L. GRAY, Administrator, et al.,  
Plaintiffs,

vs.

C.A. No. 04-312L

JEFFREY DERDERIAN, et al.,  
Defendants.

ESTATE OF JUDE B. HENAULT, et al.,  
Plaintiffs,

vs.

C.A. No. 03-483L

AMERICAN FOAM CORPORATION, et al.,  
Defendants.

**PLAINTIFFS'<sup>1</sup> MOTION TO APPROVE "GOOD FAITH" SETTLEMENT WITH  
WEST WARWICK DEFENDANTS  
IN ACCORDANCE WITH R.I.G.L. §§ 10-6-7 AND 10-6-8**

All Plaintiffs in the pending Station nightclub cases move this Court for an Order approving their gross settlement with Defendants Denis P. Larocque, Anthony Bettencourt, Stephen D. Murray and Malcolm Moore, in his capacity as Finance Director of the Town of West Warwick (the "West Warwick Defendants") in the amount of \$10,000,000, as a "good faith" settlement in accordance with

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<sup>1</sup> All Station Fire Plaintiffs in the cases of Gray, et al. v. Derderian, et al., C.A. No. 04-312L; Napolitano, et al. v. Derderian, et al., C.A. No. 06-080L; Passa, et al. v. Derderian, et al., C.A. No. 03-148L; Kingsley, et al. v. Derderian, et al., C.A. No. 03-208L; Guindon, et al. v. American Foam Corp., et al., C.A. No. 03-335L and Guindon, et al. v. Derderian, et al., C.A. No. 07-366; Henault, et al. v. American Foam Corp., et al., C.A. No. 03-483L; Roderiques, et al. v. American Foam Corp., et al., C.A. No. 04-026L; Sweet, et al. v. American Foam Corp., et al., C.A. No. 04-056L; Paskowski, et al. v. Derderian, et al., C.A. No. 05-002L; Kolasa v. American Foam Corp., et al., C.A. No. 05-070L; Long v. American Foam Corporation, C.A. No. 06-047L; Malagrino v. American Foam Corp., et al., C.A. No. 06-002L; and Gonsalves v. Derderian, et al., C.A. No. 06-076L.

§§ 10-6-7 and 10-6-8 of the Rhode Island General Laws, so as to extinguish all potential contribution claims by joint tortfeasors against them. In support of this Motion, Plaintiffs submit the accompanying Memorandum of Law and Affidavit of John P. Barylick, the contents of which are incorporated by reference in this Motion.

Respectfully submitted,

Plaintiffs #13d and e, #17 through #63, inclusive, #133 through #190, inclusive, #225 through #233, inclusive, # 240, and #251 through #257, inclusive, and the Napolitano plaintiffs,  
By their Attorneys,

/s/ Max Wistow

/s/ John P. Barylick

Max Wistow, Esq. (#0330)  
John P. Barylick, Esq. (#1907)  
Wistow & Barylick Incorporated  
61 Weybosset Street  
Providence, RI 02903  
Tel.: 401-831-2700  
Fax: 401-272-9752  
[email: [mw@wistbar.com](mailto:mw@wistbar.com)]  
[email: [jpb@wistbar.com](mailto:jpb@wistbar.com)]

Plaintiffs #13d and e, #17 through #63, inclusive, #133 through #190, inclusive, #225 through #233, inclusive, # 240, and #251 through #257, inclusive, and the Napolitano plaintiffs,  
By their Attorney,

/s/ Mark S. Mandell

Mark S. Mandell, Esq. (#0502)  
Mandell, Schwartz & Boisclair, Ltd.  
One Park Row  
Providence, RI 02903  
Tel.: 401-273-8330  
Fax: 401-751-7830  
[email: [msmandell@msn.com](mailto:msmandell@msn.com)]

Plaintiffs #1 through #11, inclusive, #12b, #13a, b, and c, #14 through #16, inclusive, #80 through #132, inclusive, #222; #223, and #242 through #248, inclusive,  
By their Attorneys,

/s/ Patrick T. Jones

/s/ Peter J. Schneider

Patrick T. Jones, Esq. (#6636)  
Peter J. Schneider, Esq. (#6834)  
Cooley Manion Jones LLP  
21 Custom House Street  
Boston, MA 02110

Plaintiffs #65b, #71 through #75, inclusive, #197 through #214, inclusive, #224; #234 through #237, inclusive, #260 through #262, inclusive, #265 and #266,  
By their Attorney,

/s/ Michael A. St. Pierre

Michael A. St. Pierre, Esq. (#2553)  
Revens, Revens & St. Pierre, P.C.  
946 Centerville Road  
Warwick, RI 02886  
Tel.: 401-822-2900  
Fax: 401-826-3245

Tel.: 617-737-3100

Fax: 617-737-3113

[email: [pjones@cmjlaw.com](mailto:pjones@cmjlaw.com)]

[email: [pschneider@cmjlaw.com](mailto:pschneider@cmjlaw.com)]

[email: [mikesp@rrsplaw.com](mailto:mikesp@rrsplaw.com)]

Plaintiffs #64, #65a, #66 through #68,  
inclusive, #192 through #195 inclusive, and  
#241,

By their Attorney,

/s/ Stephen E. Breggia

Stephen E. Breggia, Esq. (#2865)

Breggia, Bowen & Grande

395 Smith Street

Providence, RI 02908

Tel.: 401-831-1900

Fax: 401-831-0129

[email: [sbreggia@bbglaw.us](mailto:sbreggia@bbglaw.us)]

Plaintiffs #12a, #76 through #79, inclusive,  
#215 through #221, inclusive, #238, #258,  
#259, #263, and #264,

By their Attorney,

/s/ Steven A. Minicucci

Steven A. Minicucci, Esq. (#4155)

Calvino Law Associates

373 Elmwood Avenue

Providence, RI 02907

Tel.: 401-785-9400

Fax: 401-941-1550

[email: [sminicucci@calvinolaw.com](mailto:sminicucci@calvinolaw.com)]

Plaintiffs #69; #70; #196, #249, and #250,  
By their Attorney,

/s/ Eva-Marie Mancuso

Eva-Marie Mancuso, Esq. (#3564)

Hamel, Waxler, Allen & Collins

387 Atwells Avenue

Providence, RI 02909

Tel.: 401-455-3800

Fax: 401-455-3806

[email: [emancuso@hwac.com](mailto:emancuso@hwac.com)]

Plaintiffs #191 and #239,  
By their Attorney,

/s/ Charles N. Redihan, Jr.

Charles N. Redihan, Jr., Esq. (#1810)

Kiernan, Plunkett & Redihan

91 Friendship Street

Providence, RI 02903

Tel.: 401-831-2900

Fax: 401-331-7123

[email: [credihan@kprlaw.com](mailto:credihan@kprlaw.com)]

Plaintiffs Tammy Passa, et al.,  
Ronald Kingsley, et al.,  
Andrew Paskowski, et al.,  
Estate of Jude B. Henault, et al., and  
Katrina Kolasa, et al.,  
By their Attorney,

/s/ Ronald J. Resmini

Ronald J. Resmini, Esq. (#0848)

Resmini Law Office, Ltd.

155 South Main Street, Suite 400

Providence, RI 02903

Tel.: 401-751-8855

Fax: 401-737-6464  
[email: [resminilaw@yahoo.com](mailto:resminilaw@yahoo.com)]

Plaintiffs Estate of Jude B. Henault, et al.,  
Estate of Melvin Gerfin, et al.,  
Estate of Samuel A. Miceli, et al.,  
William Long, et al.,  
David Malagrino, et al., and  
Nancy Noyes, et al.,  
By their Attorney,

/s/ Robert I. Reardon  
Robert I. Reardon, Esq.  
The Reardon Law Firm, P.C.  
160 Hempstead Street  
P.O. Drawer 1430  
New London, CT 06320  
Tel.: 860-442-0444  
Fax: 860-444-6445  
[email: [reardonlaw@aol.com](mailto:reardonlaw@aol.com)]

Plaintiffs Estate of Jude B. Henault, et al.  
and Katrina Kolasa, et al.,  
By their Attorney,

/s/ Ralph J. Monaco  
Ralph J. Monaco, Esq.  
Conway & Londregan, P.C.  
38 Huntington Street  
P.O. Box 1351  
New London, CT 06320  
Tel.: 860-447-3171  
[email: [rmonaco.c-1@snet.net](mailto:rmonaco.c-1@snet.net)]

Plaintiffs George Guindon, et al.,  
Linda Roderiques, et al. and  
Charles and Carol Sweet, et al.,  
By their Attorney,

/s/ Brian R. Cunha  
Brian R. Cunha, Esq.  
Brian Cunha & Associates  
311 Pine Street  
Fall River, MA 02720

Tel.: 508-675-9500  
Fax: 508-679-6360  
[email: [brian@briancunha.com](mailto:brian@briancunha.com)]

Plaintiffs Neil Gonsalves, et al.,  
By their Attorney,

/s/ Russell Bramley  
Russell Bramley, Esq. (#1781)  
Haronian, Bramley & Harrington, LLP  
Centerville Commons  
875 Centerville Road  
Warwick, RI 02886  
Tel.: 401-615-2886  
[email: [rbramley@hbhlaw.net](mailto:rbramley@hbhlaw.net)]

#### **CERTIFICATION**

I hereby certify that an exact copy of the within document was electronically submitted to the Electronic Case Filing System of the United States District Court for its distribution to all counsel of record and a copy was electronically mailed to *pro se* defendant on this 30<sup>th</sup> day of March, 2009.

Andrew A. Beerworth, Esq.	<a href="mailto:abeerworth@morrisonmahoney.com">abeerworth@morrisonmahoney.com</a>
Andrew J. Trevelise, Esq.	<a href="mailto:atrevelise@reedsmith.com">atrevelise@reedsmith.com</a>
Ann Songer, Esq.	<a href="mailto:stationfire@shb.com">stationfire@shb.com</a>
Anthony F. DeMarco, Esq.	<a href="mailto:tdemarco@conversent.net">tdemarco@conversent.net</a>
B. Jon Enciso	<a href="mailto:jenciso@legalmgt.com">jenciso@legalmgt.com</a>
Benjamin V. White, III, Esq.	<a href="mailto:bwhite@vetterandwhite.com">bwhite@vetterandwhite.com</a>
Bennett R. Gallo, Esq.	<a href="mailto:brg@ndgrb.com">brg@ndgrb.com</a>
Brian Cunha, Esq.	<a href="mailto:brian@Briancunha.com">brian@Briancunha.com</a>
Bruce P. Keller, Esq.	<a href="mailto:bkeller@debevoise.com">bkeller@debevoise.com</a>
Bruce G. Tucker, Esq.	<a href="mailto:btucker@legalmgt.com">btucker@legalmgt.com</a>
C. Russell Bengtson, Esq.	<a href="mailto:rbengtson@ckmlaw.com">rbengtson@ckmlaw.com</a>
Carl A. Henlein, Esq.	<a href="mailto:chenlein@fbtlaw.com">chenlein@fbtlaw.com</a>
Charles Babcock, Esq.	<a href="mailto:cbabcock@jw.com">cbabcock@jw.com</a>
Charles N. Redihan, Jr., Esq.	<a href="mailto:credihan@kprlaw.com">credihan@kprlaw.com</a>
Christopher C. Fallon, Jr., Esq.	<a href="mailto:cfallon@cozen.com">cfallon@cozen.com</a>
Curtis R. Diedrich, Esq.	<a href="mailto:cdiedrich@sloanewalsh.com">cdiedrich@sloanewalsh.com</a>
Daniel Horgan, Esq.	<a href="mailto:horganlaw@snet.net">horganlaw@snet.net</a>
Daniel P. McKiernan, Esq.	<a href="mailto:danielpmckiernan@yahoo.com">danielpmckiernan@yahoo.com</a>
David D. Langfitt, Esq.	<a href="mailto:dlangfitt@mmwr.com">dlangfitt@mmwr.com</a>
David E. Maglio, Esq.	<a href="mailto:dmaglio@magliolaw.com">dmaglio@magliolaw.com</a>

David T. Mitrou, Esq.	<a href="mailto:dmitrou@mccormackfirm.com">dmitrou@mccormackfirm.com</a>
David A. Wollin, Esq.	<a href="mailto:dwollin@apslaw.com">dwollin@apslaw.com</a>
Deborah Solmor, Esq.	<a href="mailto:dsolmor@skadden.com">dsolmor@skadden.com</a>
Denean M. Russo, Esq.	<a href="mailto:drusso@mwdglaw.com">drusso@mwdglaw.com</a>
Dennis J. Roberts, II, Esq.	<a href="mailto:droberts@djrlaw.com">droberts@djrlaw.com</a>
Donald J. Maroney, Esq.	<a href="mailto:dmaroney@kkrs.com">dmaroney@kkrs.com</a>
Earl H. Walker, Esq.	<a href="mailto:ewalker@jw.com">ewalker@jw.com</a>
Edward M. Crane, Esq.	<a href="mailto:ecrane@skadden.com">ecrane@skadden.com</a>
Edward T. Hinchey, Esq.	<a href="mailto:ehinchey@sloanewalsh.com">ehinchey@sloanewalsh.com</a>
Edwin F. McPherson, Esq.	<a href="mailto:emcpherson@m-klaw.com">emcpherson@m-klaw.com</a>
Eric B. DiMario, Esq.	<a href="mailto:edimario@gunninglafazia.com">edimario@gunninglafazia.com</a>
Eric Bradford Hermanson, Esq.	<a href="mailto:ehermanson@choate.com">ehermanson@choate.com</a>
Esquire Litigation Solutions LLC	<a href="mailto:stationfire@esquirecom.com">stationfire@esquirecom.com</a>
Eva Marie Mancuso, Esq.	<a href="mailto:emancuso@hwac.com">emancuso@hwac.com</a>
Fred A. Kelly, Jr., Esq.	<a href="mailto:stationfirelitigation@nixonpeabody.com">stationfirelitigation@nixonpeabody.com</a>
Frederick B. Tedford, Esq.	<a href="mailto:ftedford@tedfordhenry.com">ftedford@tedfordhenry.com</a>
George E. Wolf, III, Esq.	<a href="mailto:stationfire@shb.com">stationfire@shb.com</a>
Georgia Sullivan, Esq.	<a href="mailto:georgia.sullivan@thehartford.com">georgia.sullivan@thehartford.com</a>
Henry M. Swan, Esq.	<a href="mailto:hms@dkslaw.com">hms@dkslaw.com</a>
Howard Julian	<a href="mailto:sohohomes@yahoo.com">sohohomes@yahoo.com</a>
Howard A. Merten, Esq.	<a href="mailto:hm@psh.com">hm@psh.com</a>
J. Renn Olenn, Esq.	<a href="mailto:mkd@olenn-penza.com">mkd@olenn-penza.com</a>
James K. Archibald, Esq.	<a href="mailto:jima@wmtburnett.com">jima@wmtburnett.com</a>
James A. Bigos, Esq.	<a href="mailto:jim@b-plaw.com">jim@b-plaw.com</a>
James S. D'Ambra, Esq.	<a href="mailto:ricedolan@ricedolan.com">ricedolan@ricedolan.com</a>
James E. Kelleher, Esq.	<a href="mailto:jamesk@rrsplaw.com">jamesk@rrsplaw.com</a>
James R. Lee, Esq.	<a href="mailto:jlee@riag.ri.gov">jlee@riag.ri.gov</a>
James C. Martin, Esq.	<a href="mailto:jmartin@reedsmith.com">jmartin@reedsmith.com</a>
James T. Murphy, Esq.	<a href="mailto:stationfire@hansoncurran.com">stationfire@hansoncurran.com</a>
James H. Reilly, III, Esq.	<a href="mailto:jreilly@kkrs.com">jreilly@kkrs.com</a>
James J. Restivo, Jr., Esq.	<a href="mailto:jrestivo@reedsmith.com">jrestivo@reedsmith.com</a>
James A. Ruggieri, Esq.	<a href="mailto:jruggieri@hcc-law.com">jruggieri@hcc-law.com</a>
Jennifer A. Creedon, Esq.	<a href="mailto:stationlitigation@cetcap.com">stationlitigation@cetcap.com</a>
John H. Brooke, Esq.	<a href="mailto:jbrooke@brookemawhorr.com">jbrooke@brookemawhorr.com</a>
John A. Calettri, Esq.	<a href="mailto:jcalettri@melicklaw.com">jcalettri@melicklaw.com</a>
John R. Crockett, III, Esq.	<a href="mailto:jcrockett@fbtlaw.com">jcrockett@fbtlaw.com</a>
John J. Doody, Esq.	<a href="mailto:doody@lbbslaw.com">doody@lbbslaw.com</a>
John J. Flanagan, Esq.	<a href="mailto:jflanagan@torti.com">jflanagan@torti.com</a>
John G. Hines, Esq.	<a href="mailto:hines-patz@conversent.net">hines-patz@conversent.net</a>
John R. Mahoney, Esq.	<a href="mailto:johnmahoney@amlawllp.com">johnmahoney@amlawllp.com</a>
John F. Murphy, Esq.	<a href="mailto:stationfire@shb.com">stationfire@shb.com</a>
John J. Nazzaro, Esq.	<a href="mailto:attynazzaro@aol.com">attynazzaro@aol.com</a>
Joseph H. Aronson, Esq.	<a href="mailto:jaronson@mccormackfirm.com">jaronson@mccormackfirm.com</a>
Joseph J. Bellew, Esq.	<a href="mailto:jbellew@cozen.com">jbellew@cozen.com</a>
Joseph B. Burns, Esq.	<a href="mailto:jburns@rms-law.com">jburns@rms-law.com</a>
Joseph V. Cavanagh, Jr., Esq.	<a href="mailto:stationfire@blishcavlaw.com">stationfire@blishcavlaw.com</a>
Joseph Krowski, Esq.	<a href="mailto:josephkrowski.law@verizon.net">josephkrowski.law@verizon.net</a>
Josh M. Greenbaum, Esq.	<a href="mailto:jgreenbaum@cozen.com">jgreenbaum@cozen.com</a>
Kate B. Harden, Esq. for J.Renn Olenn	<a href="mailto:kbh@olenn-penza.com">kbh@olenn-penza.com</a>

Karen A. Alegria, Esq.	<a href="mailto:karen@Briancunha.com">karen@Briancunha.com</a>
Karen K. Corcoran, Esq.	<a href="mailto:karen@desistolaw.com">karen@desistolaw.com</a>
Karey P. Pond, Esq.	<a href="mailto:kpond@tedfordhenry.com">kpond@tedfordhenry.com</a>
Kathleen C. Henry, Esq.	<a href="mailto:khenry@choate.com">khenry@choate.com</a>
Kathleen M. Daniels, Esq.	<a href="mailto:kathleen@desistolaw.com">kathleen@desistolaw.com</a>
Kelly N. Michels, Esq.	<a href="mailto:stationfire@hansoncurran.com">stationfire@hansoncurran.com</a>
Kevin F. Bowen, Esq.	<a href="mailto:kbowen@bbglaw.us">kbowen@bbglaw.us</a>
Kevin R. Powers, Esq.	<a href="mailto:kpowers@cetcap.com">kpowers@cetcap.com</a>
Kim M. Clarke, Esq.	<a href="mailto:kclarke@nixonpeabody.com">kclarke@nixonpeabody.com</a>
Kristin E. Rodgers, Esq.	<a href="mailto:stationfire@blishcavlaw.com">stationfire@blishcavlaw.com</a>
Kyle E. Bjornlund, Esq.	<a href="mailto:kbjornlund@cetcap.com">kbjornlund@cetcap.com</a>
Lauren D. Wilkins, Esq.	<a href="mailto:lwilkins@smithbrink.com">lwilkins@smithbrink.com</a>
Lawrence J. Cappuccio, Esq.	<a href="mailto:l.cappuccio@worldnet.att.net">l.cappuccio@worldnet.att.net</a>
Lawrence G. Cetrulo, Esq.	<a href="mailto:stationlitigation@cetcap.com">stationlitigation@cetcap.com</a>
Lisa A. Pinsonneault, Esq.	<a href="mailto:lpinsonneault@straussfactor.com">lpinsonneault@straussfactor.com</a>
Marc DeSisto, Esq.	<a href="mailto:stationfire@desistolaw.com">stationfire@desistolaw.com</a>
Mark D. Cahill, Esq.	<a href="mailto:mcahill@choate.com">mcahill@choate.com</a>
Mark P. Dolan, Esq.	<a href="mailto:ricedolan@ricedolan.com">ricedolan@ricedolan.com</a>
Mark Hadden, Esq.	<a href="mailto:mhadden@mhaddenlaw.com">mhadden@mhaddenlaw.com</a>
Mark S. Mandell, Esq.	<a href="mailto:msmandell@msn.com">msmandell@msn.com</a>
Mark T. Nugent, Esq.	<a href="mailto:mnugent@morrisonmahoney.com">mnugent@morrisonmahoney.com</a>
Mark Parsky, Esq.	<a href="mailto:mep@mcveyparsky-law.com">mep@mcveyparsky-law.com</a>
Mark T. Reynolds, Esq.	<a href="mailto:mtreynolds@conversent.net">mtreynolds@conversent.net</a>
Mark R. Ter Molen, Esq.	<a href="mailto:mtermolen@mayerbrownrowe.com">mtermolen@mayerbrownrowe.com</a>
Mark D. Tourgee, Esq.	<a href="mailto:aminchillo@itwlaw.com">aminchillo@itwlaw.com</a>
Matthew F. Medeiros, Esq.	<a href="mailto:mfm@lmkbw.com">mfm@lmkbw.com</a>
Meghan H. Sullivan, Esq.	<a href="mailto:meghan.sullivan@lw.com">meghan.sullivan@lw.com</a>
Michael A. DeSisto, Esq.	<a href="mailto:michael@desistolaw.com">michael@desistolaw.com</a>
Michael R. DeLuca, Esq.	<a href="mailto:mrd@gsm-law.com">mrd@gsm-law.com</a>
Michael J. Mazurczak, Esq.	<a href="mailto:stationlitigation@melicklaw.com">stationlitigation@melicklaw.com</a>
Michael J. McCormack, Esq.	<a href="mailto:mmccormack@mccormackfirm.com">mmccormack@mccormackfirm.com</a>
Michael Potenza, Esq.	<a href="mailto:mpotenza@debevoise.com">mpotenza@debevoise.com</a>
Michael A. St. Pierre, Esq.	<a href="mailto:mikesp@rrsplaw.com">mikesp@rrsplaw.com</a>
Michael G. Sarli, Esq.	<a href="mailto:mgs@gsm-law.com">mgs@gsm-law.com</a>
Nancy W. Hamilton, Esq.	<a href="mailto:nhamilton@jw.com">nhamilton@jw.com</a>
Nicholas B. Kosiavelon, Esq.	<a href="mailto:nkosiavelon@BMCattorneys.com">nkosiavelon@BMCattorneys.com</a>
Patrick T. Jones, Esq.	<a href="mailto:pjones@cmjlaw.com">pjones@cmjlaw.com</a>
Paul Sullivan, Esq.	<a href="mailto:pvsullivan@morrisonmahoney.com">pvsullivan@morrisonmahoney.com</a>
Peter Resnik, Esq.	<a href="mailto:presnik@mwe.com">presnik@mwe.com</a>
Peter Schneider, Esq.	<a href="mailto:pschneider@cmjlaw.com">pschneider@cmjlaw.com</a>
Rajaram Suryanarayan, Esq.	<a href="mailto:rsury@gunninglafazia.com">rsury@gunninglafazia.com</a>
Ralph J. Monaco, Esq.	<a href="mailto:rmonaco.c-l@snet.net">rmonaco.c-l@snet.net</a>
Randall L. Souza, Esq.	<a href="mailto:stationfirelitigation@nixonpeabody.com">stationfirelitigation@nixonpeabody.com</a>
Robert P. Corrigan, Esq.	<a href="mailto:rpcorrigan@conversent.net">rpcorrigan@conversent.net</a>
Robert T. Norton, Esq.	<a href="mailto:rnorton@sloanewalsh.com">rnorton@sloanewalsh.com</a>
Robert I. Reardon, Esq.	<a href="mailto:reardonlaw@aol.com">reardonlaw@aol.com</a>
Robert L. Reifenberg, Esq.	<a href="mailto:rreifenberg@clausen.com">rreifenberg@clausen.com</a>
Robert K. Taylor, Esq.	<a href="mailto:rkt@psh.com">rkt@psh.com</a>

Ronald J. Creamer, Esq.  
Ronald Langlois, Esq.  
Ronald J. Resmini, Esq.  
Russell Bramley, Esq.  
S. Michael Levin, Esq.  
Scott Carroll, Esq.  
Scott J. Tucker, Esq.  
Stefanie DiMaio-Larivee, Esq.  
Stephen T. Armato, Esq.  
Stephen E. Breggia, Esq.  
Stephen P. Fogerty, Esq.  
Stephen J. MacGillivray, Esq.  
Stephen M. Prignano, Esq.  
Steven J. DeLuca, Esq.  
Steven W. Kasten, Esq.  
Steven A. Minicucci, Esq.  
Steven M. Richard, Esq.  
Stewart Grossman, Esq.  
Susan S. Wettle, Esq.  
Suzanne O'Donoghue, Esq.  
T. Dos Urbanski, Esq.  
Thomas C. Angelone, Esq.  
Thomas R. Bender, Esq.  
Thomas G. Briody, Esq.  
Thomas W. Lyons, Esq.  
Timothy B. Hardwicke, Esq.  
Timothy R. Scannell, Esq.  
Timothy A. Williamson, Esq.  
Tracy L. Poppe, Esq.  
Tyler Jay Lory, Esq.  
W. Thomas McGough, Jr., Esq.  
William F. Burke, Esq.  
William M. Heffernan, Esq.  
William A. Filippa, Esq.  
William E. O'Gara, Esq.  
William P. Pistorius, Esq.

[resminilaw@yahoo.com](mailto:resminilaw@yahoo.com)  
[rlanglois@smithbrink.com](mailto:rlanglois@smithbrink.com)  
[resminilaw@yahoo.com](mailto:resminilaw@yahoo.com)  
[bramley@hbhlaw.net](mailto:bramley@hbhlaw.net)  
[mlevin@wszlaw.com](mailto:mlevin@wszlaw.com)  
[scarroll@BMCattorneys.com](mailto:scarroll@BMCattorneys.com)  
[stucker@ths-law.com](mailto:stucker@ths-law.com)  
[singinglawyer@msn.com](mailto:singinglawyer@msn.com)  
[stationlitigation@cetcap.com](mailto:stationlitigation@cetcap.com)  
[sbreggia@bbglaw.us](mailto:sbreggia@bbglaw.us)  
[fogerty@halloran-sage.com](mailto:fogerty@halloran-sage.com)  
[smacgillivray@eapdlaw.com](mailto:smacgillivray@eapdlaw.com)  
[sprignano@eapdlaw.com](mailto:sprignano@eapdlaw.com)  
[sdeluca@morrisonmahoney.com](mailto:sdeluca@morrisonmahoney.com)  
[skasten@mwe.com](mailto:skasten@mwe.com)  
[sminicucci@calvinolaw.com](mailto:sminicucci@calvinolaw.com)  
[stationfirelitigation@nixonpeabody.com](mailto:stationfirelitigation@nixonpeabody.com)  
[sgrossman@lgllp.com](mailto:sgrossman@lgllp.com)  
[swettle@fbtlaw.com](mailto:swettle@fbtlaw.com)  
[sodonoghue@hcc-law.com](mailto:sodonoghue@hcc-law.com)  
[stationlitigation@melicklaw.com](mailto:stationlitigation@melicklaw.com)  
[angelonelaw@aol.com](mailto:angelonelaw@aol.com)  
[stationfire@hansoncurran.com](mailto:stationfire@hansoncurran.com)  
[tbriodylaw@aol.com](mailto:tbriodylaw@aol.com)  
[tlyons@straussfactor.com](mailto:tlyons@straussfactor.com)  
[timothy.hardwicke@lm.com](mailto:timothy.hardwicke@lm.com)  
[tscannell@BMCattorneys.com](mailto:tscannell@BMCattorneys.com)  
[aminchillo@itwlaw.com](mailto:aminchillo@itwlaw.com)  
[reardonlaw@aol.com](mailto:reardonlaw@aol.com)  
[tlory@clausen.com](mailto:tlory@clausen.com)  
[tmcgough@reedsmith.com](mailto:tmcgough@reedsmith.com)  
[wburke@apslaw.com](mailto:wburke@apslaw.com)  
[heffernanlaw@aol.com](mailto:heffernanlaw@aol.com)  
[wfilippo@calvinolaw.com](mailto:wfilippo@calvinolaw.com)  
[wogara@pld-law.com](mailto:wogara@pld-law.com)  
[wpistorius@clausen.com](mailto:wpistorius@clausen.com)

/s/ Max Wistow

/s/ John P. Barylick

Max Wistow, Esq. (#0330)

John P. Barylick, Esq. (#1907)

WISTOW & BARYLICK INCORPORATED

61 Weybosset Street

Providence, RI 02903

(401) 831-2700

(401) 272-9752 (fax)



Email: [mw@wistbar.com](mailto:mw@wistbar.com)

Email: [jpb@wistbar.com](mailto:jpb@wistbar.com)